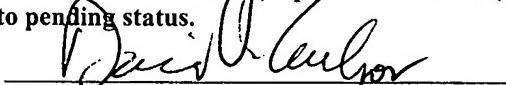| FORM PTO-1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE (REV 10-2003)	ATTORNEY'S DOCKET NO. 890050.486USPC
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371	U.S. APPLICATION NO. (If known, see 37 CFR 1.5) **10/502000**

INTERNATIONAL APPLICATION NO. PCT/JP03/00861	INTERNATIONAL FILING DATE **January 29, 2003**	PRIORITY DATE CLAIMED **February 8, 2002**

TITLE OF INVENTION

OPTICAL RECORDING MEDIUM AND METHOD OF RECORDING INFORMATION TO OPTICAL RECORDING MEDIUM

APPLICANT(S) FOR DO/EO/US

Hiroshi Shingai; Tatsuya Kato; and Hajime Utsunomiya

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.

2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.

3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.

4. ☒ The US has been elected (Article 31).

5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2)).

   a. ☐ is attached hereto (required only if not communicated by the International Bureau).

   b. ☒ has been communicated by the International Bureau.

   c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).

6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).

   a. ☒ is attached hereto.

   b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).

7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))

   a. ☐ are attached hereto (required only if not communicated by the International Bureau).

   b. ☐ have been communicated by the International Bureau.

   c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.

   d. ☒ have not been made and will not be made.

8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).

9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).

10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.

12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.

13. ☐ A preliminary amendment.

14. ☒ An Application Data Sheet under 37 CFR 1.76

15. ☐ A substitute specification.

16. ☒ A power of attorney and/or change of address letter.

17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 – 1.825.

18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).

19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).

20. ☐ Other items or information:

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) **10/502000**	INTERNATIONAL APPLICATION NO. PCT/JP03/00861	ATTORNEY'S DOCKET NUMBER 890050.486USPC

	CALCULATIONS PTO USE ONLY

21. ☒ The following fees are submitted:

Basic National Fee (37 CFR 1.492(a)(1)-(5)):

Neither international preliminary examination fee (37 CFR 1.482)
nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO
and International Search Report not prepared by the EPO or JPO $1080.00

International preliminary examination fee (37 CFR 1.482) not paid to
USPTO but International Search Report prepared by the EPO or JPO $920.00

International preliminary examination fee (37 CFR 1.482) not paid to USPTO
but international search fee (37 CFR 1.445(a)(2)) paid to USPTO $770.00

International preliminary examination fee (37 CFR 1.482) paid to USPTO
but all claims did not satisfy provisions of PCT Article 33(1)-(4) $730.00

International preliminary examination fee (37 CFR 1.482) paid to USPTO
and all claims satisfied provisions of PCT Article 33(1)-(4) $100.00

ENTER APPROPRIATE BASIC FEE AMOUNT =	**$920.00**	

Surcharge of **$130.00** for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)). — $ .00

Claims	Number Filed	Number Extra	Rate	
Total Claims	9 - 20 =	0	x $ 18.00	$.00
Independent Claims	3 - 3 =	0	x $ 86.00	$.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ $290.00	$ .00
TOTAL OF ABOVE CALCULATIONS =				**$920.00**

☐ Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.	$ .00

SUBTOTAL =	**$920.00**

Processing fee of **$130.00** for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)). + — $ .00

TOTAL NATIONAL FEE =	**$920.00**

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). **$40.00** per property + — $40.00

TOTAL FEES ENCLOSED =	**$960.00**

	Amount to be refunded:	
	Charged:	

a. ☒ A check in the amount of **$960** cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. **19-1090** in the amount of $_____ to cover the above fees. A duplicate copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. **19-1090**. A duplicate copy of this sheet is enclosed.

d. ☐ Fees are to be charged to a credit card. WARNING: Information on this form may become public. **Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

David V. Carlson
Seed Intellectual Property Law Group PLLC
701 5th Avenue, Suite 6300
Seattle, WA 98104-7092
United States of America
(206) 622-4900

_____
SIGNATURE

 David V. Carlson
NAME

 31,153
REGISTRATION NUMBER

500333_1.DOC